

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

AMBER D. JOHNSON,

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of the Social Security
Administration,

Defendant.

CASE NO. 13-cv-05769 RBL

REPORT AND RECOMMENDATION
ON STIPULATED MOTION FOR
REMAND

This matter has been referred to Magistrate Judge J. Richard Creatura pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by *Mathews, Secretary of H.E.W. v. Weber*, 423 U.S. 261 (1976). This matter is before the Court on defendant's stipulated motion to remand the matter to the administration for further consideration. (ECF No. 18.)

After reviewing defendant's stipulated motion and the relevant record, the undersigned recommends that the Court grant defendant's motion, and reverse and remand this matter to the Acting Commissioner pursuant to sentence four of 42 U.S.C. § 405(g).

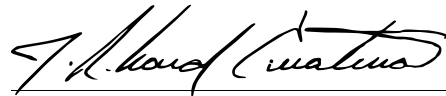
1 On remand, the Administrative Law Judge (ALJ) will hold a *de novo* hearing and issue a
2 new decision, and plaintiff may raise any issue and submit additional evidence in support of her
3 claim. The ALJ will evaluate further the severity of plaintiff's mental impairments; reassess
4 plaintiff's maximum residual functional capacity; and evaluate further if plaintiff can perform
5 her past relevant work and/or make an adjustment to other work that exists in significant
6 numbers in the national economy with the assistance of vocational evidence.

7 Following proper presentation, this Court will consider plaintiff's application for costs
8 and attorney's fees pursuant to 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

9 JUDGMENT should be entered for plaintiff, and this case should be closed.

10 Given the facts and the parties' stipulation, the Court recommends that the District Judge
11 immediately approve this Report and Recommendation and order that the case be **REVERSED**
12 and **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

13 Dated this 5th day of March, 2014.

14 

15 J. Richard Creatura
16 United States Magistrate Judge